

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

June 10, 2010

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.: 10HD-067

HAWAII

Set Aside to the Department of Land and Natural Resources,
Division of Boating and Ocean Recreation the Reeds Bay Mooring
Area, Waiakea, Hilo, Hawaii, TMK: (3) 2-1-06: Seaward of 77

APPLICANT:

Department of Land and Natural Resources, Division of Boating and
Ocean Recreation (DLNR-DOBOR).

LEGAL REFERENCE:

Act 272, SLH 1991, and Section 171-11, Hawaii Revised Statutes
(HRS), as amended.

LOCATION:

Portion of the Government submerged lands of Reeds Bay situated at
Waiakea, Hilo, Hawaii, identified by Tax Map Key: (3) 2-1-06: Seaward of
77, as shown on the attached map labeled Exhibit A.

AREA:

7.5 acres, more or less.

ZONING:

State Land Use District:	Conservation
County of Hawaii CZO:	The counties have no jurisdiction over conservation lands.

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act.

DHHL 30% entitlement lands pursuant to the State Constitution: NO

CURRENT USE STATUS:

Unencumbered but used as a mooring area for recreational boats.

PURPOSE:

Recreational boat mooring purposes.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This action before the Board is merely a transfer of management jurisdiction and does not constitute a use of State lands or funds, and therefore, this action is exempt from the provisions of Chapter 343, HRS, relating to environmental impact statements. Inasmuch as the Chapter 343 environmental requirements apply to Applicant's use of the lands, the Applicant shall be responsible for compliance with Chapter 343, HRS, as amended.

APPLICANT REQUIREMENTS:

Applicant shall be required to provide survey map and description according to State DAGS standards and at Applicant's own cost.

REMARKS:

Act 272, SLH 1991, transferred from the Department of Transportation's boating program to DLNR-DOBOR fifty-four (54) small boat harbors, launching ramps, jetties, wharves and landings statewide. The Reeds Bay mooring area was among the above transfers.

Reeds Bay is located within Hilo Bay between Radio Bay boat harbor and Wailoa Sampan Basin. Reeds Bay consists of thirty-two (32) moorings; there are no docks, piers or small boat launching ramps. Adjoining Reeds Bay is a county park with restrooms, showers and water.

Except for the Office of Hawaiian Affairs no other agencies were solicited for comments on the requested set aside of the Reeds Bay mooring area to DLNR-DOBOR since this action was legislatively mandated. The Office of Hawaiian Affairs had no comments.

The Board's approval and recommendation to the Governor of the issuance of an executive order setting aside the Reeds Bay mooring area to DLNR-DOBOR will bring its documentation status current.

RECOMMENDATION:

That the Board, subject to Applicant fulfilling the Applicant Requirements above:

1. Approve of and recommend to the Governor the issuance of an executive order setting aside the subject submerged lands to the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:
 - A. The standard terms and conditions of the most current

executive order form, as may be amended from time to time.

- B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside.
- C. Review and approval by the Department of the Attorney General.
- D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Gary Martin
Land Agent

APPROVED FOR SUBMITTAL:



Laura H. Thielen, Chairperson



